1	MELINDA HAAG (CABN 132612) United States Attorney			
2	BRIAN J. STRETCH (CABN 163973)			
4 5 6 7 8 9	KYLE F. WALDINGER (ILSB 6238304) Assistant United States Attorney 450 Golden Gate Avenue, 11 th Floor San Francisco, California 94102 Telephone: (415) 436-6830 Facsimile: (415) 436-7234 E-mail: kyle.waldinger@usdoj.gov Attorneys for Plaintiff UNITED STATES DI	STRICT COURT		
11	NORTHERN DISTRICT OF CALIFORNIA			
12	SAN FRANCISCO DIVISION			
13 14	3 UNITED STATES OF AMERICA,) Plaintiff,)	No. CR 12-0217 EMC STIPULATION AND [PROPOSED]		
15 16	5 V.) (1) JOHN LIN,)	ORDER DOCUMENTING EXCLUSION OF TIME		
17				
18	With the agreement of the parties in open court on April 5, 2012, and with the			
19	consent of the defendant John Lin ("defendant"), the Court enters this order documenting			
20 21	the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from April 5, 2012,			
22	to April 25, 2012. The Court finds and holds, as follows:			
23	1. The defendant appeared before the Court on April 5, 2012, for a bond signing. The defendant was ordered released from custody that day.			
24	2. At the appearance on April 5, 2012, the Court set the defendant's initial			
25	appearance before the assigned district judge, the Honorable Edward M. Chen, for April			
26	25, 2012. Before that date, the government will produce to the defendant discovery			
27	7 related to the charges in this case. Counsel for	related to the charges in this case. Counsel for the defendant needs time to review that		
28	discovery and to investigate the case.			
	STIP. & [PROPOSED] ORDER DOCUMENTING EXCLUSION OF TIME CR 12-0217 EMC			

1	3. The Court finds that, taking into the account the public interest in the		
2	prompt disposition of criminal cases, granting the continuance until April 25, 2012, is		
3	necessary for effective preparation of defense counsel. <u>See</u> 18 U.S.C.		
4	§ 3161(h)(7)(B)(iv). Given these circumstances, the Court finds that the ends of justice		
5	served by excluding the period from April 5, 2012, to April 25, 2012, outweigh the best		
6	interest of the public and the defendant in a speedy trial. <u>Id.</u> § 3161(h)(7)(A).		
7	4. Accordingly, and with the consent of the defendant John Lin, the Court		
8	orders that the period from April 5, 2012, to April 25, 2012, be excluded from Speedy		
9	Trial Act calculations under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).		
10			
11	SO STIPULATED.		
12	11 /	MELINDA HAAG	
13		Jnited States Attorney	
14		/s/	
15	- II	XYLE F. WALDINGER Assistant United States Attorney	
16			
17	DATED: April 11, 2012	/s/	
18		ELIZABETH FALK Counsel for the defendant JOHN LIN	
19			
20	IT IS SO ORDERED.		
21			
22	DATED: April <u>12,</u> 2012		
23		MARIA-ELENA JAMES Chief United States Magistrate Judge	
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